



1623

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

DOMINIC A. DRAGOTTA ET. AL.

CASE NO.: CL1598 US NA

SERIAL NO.: 09/940298

GROUP ART UNIT: 1623

FILED: AUGUST 28, 2001

EXAMINER: GITOMER, R

FOR: POLYHYDROXYALKANOATE LEVELS AS AN INDICATOR OF BIOREACTOR  
HEALTH

RECEIVED  
JUL 22 2003  
TECH CENTER 1600/2900

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This responds to a telephone call from the Examiner relating to the above captioned case.

**REMARKS**

In a telephone conversation, held on July 16, 2003, the Examiner indicated that the Office had not received a response to a Requirement to Restrict, mailed 11/14/02. Applicants filed a response to the Requirement to Restrict on November 22, 2002, and enclose a copy of that response as well as a photocopy of the Return Receipt post card bearing the stamp of the Office, indicating that the response was filed.

In view of the fact that the present communication is being filed after the expiration of the statutory period for reply to the Requirement to Restrict, Applicants request clarification from the Examiner as to whether a petition to revive the application due to lack of response to an office action is merited.

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO:  
COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450  
ON THIS DATE.

7/16/03  
DATE

*Mary Beth Pitcher*  
MARY BETH PITCHER

Should there be any fee due in connection with the filing of this communication please charge such fee to Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company).

Respectfully submitted,

*Neil Feltham*  
**S. NEIL FELTHAM**  
ATTORNEY FOR APPLICANTS  
Registration No.: 36,506  
Telephone: (302) 992-6460  
Facsimile: (302) 992-5374

Dated: July 16, 2003